

# Original Bond

## LICENSE OR PERMIT BOND

## KNOW ALL MEN BY THESE PRESENT:

That we, Dynegy Energy Services, Inc.  
 \_\_\_\_\_ as Principal, and Safeco Insurance Company of America, a corporation  
 organized under the laws of the State of Washington with its principal office in the City of  
 Seattle as Surety, are held and firmly bound unto People of the State of Illinois as  
 Oblige, in the full penal sum of Thirty Thousand and No/100-----Dollars (\$30,000.00),  
 lawful money of the United States, for the payment of which, well and truly to be made, we bind  
 ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally,  
 firmly by these presents.

WHEREAS, the above bounden Principal has obtained or is about to obtain from the said  
 Oblige a license or permit to act as an Alternative Retail Electric Supplier (ARES) as provided  
by the Act and to satisfy the bond requirement under Section 451.110 for the indicated term and  
conditioned as hereinafter set forth; and the term of said license or permit is as indicated  
 opposite the block checked below:

XX Beginning the 4th day of January, 2000, and  
 ending the 4th day of January, 2001.

☐ Continuous, beginning the \_\_\_\_\_ day of \_\_\_\_\_

WHEREAS, the Principal is required by law to file with the Oblige a bond for the above  
 indicated term and conditioned as hereinafter set forth.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, That if  
 the above bounden Principal as such licensee or permittee shall indemnify said Oblige against  
 all loss, costs, expenses or damage to it caused by said Principal's non-compliance with or  
 breach of any laws, statutes, ordinances, rules or regulations pertaining to such license or permit  
 issued to the Principal, which said breach or non-compliance shall occur during the term of this  
 bond, then this obligation shall be void, otherwise to remain in full force and effect.

PROVIDED, that if this bond is for a fixed term, it may be continued by Certificate  
 executed by the Surety hereon; and

PROVIDED FURTHER, that regardless of the number of years this bond shall continue  
 or be continued in force and of the number of premiums that shall be payable or paid, the Surety  
 shall not be liable hereunder for a larger amount, in the aggregate, than the amount of this bond;  
 and

PROVIDED FURTHER, that if the Surety shall so elect, this bond may be canceled by  
 the Surety as to subsequent liability by giving thirty (30) days notice in writing to said Oblige.

Signed, sealed and dated this 4th day of January, 2000.

Dynegy Energy Services, Inc.

By: [Signature] (Seal)

Gene S. Foster

Vice President, Taxation

Safeco Insurance Company of America

By: [Signature] (Seal)

Philip N. Bair, Attorney-in-Fact



**SAFECO**

POWER  
OF ATTORNEY

Bond No. 603 05 88

SAFECO INSURANCE COMPANY OF AMERICA  
GENERAL INSURANCE COMPANY OF AMERICA  
HOME OFFICE: SAFECO PLAZA  
SEATTLE, WASHINGTON 98185

No. 6485

**KNOW ALL BY THESE PRESENTS:**

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

\*\*\*\*\*PHYLLIS RAMIREZ; JANIE CERMENO; PHILIP N. BAIR; NANCY THOMAS; VICIE COLMAN; JIMMYE LANGFORD; MILDRED L. MASSEY;  
ERIC S. FEIGHL; Houston, Texas\*\*\*\*\*

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 14th day of April, 1999

*R.A. Pierson*

R.A. PIERSON, SECRETARY

*W. Randall Stoddard*

W. RANDALL STODDARD, PRESIDENT

**CERTIFICATE**

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA  
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA  
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, R.A. Pierson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 4th day of January, 2000



*R.A. Pierson*

R.A. PIERSON, SECRETARY

# Rider Amending Bond to \$150,000

**RIDER**

Attached to and forming part of Permit of Alternative Retail Electric Supplier (ARES)  
Bond No. 603 05 88, effective January 1, 2000, on behalf of  
DYNEGY ENERGY SERVICES, INC., of Houston, Texas, in favor of  
ILLINOIS COMMERCE COMMISSION and in the amount of  
Thirty Thousand and No/100 (\$30,000.00) Dollars.

It is understood and agreed that effective October 1, 2001,

The bond penalty is amended to read One Hundred Fifty Thousand and No/100 (\$150,000.00)

All other conditions and terms to remain as originally written.

Signed, sealed and dated this 1st day of October, 2001.

DYNEGY ENERGY SERVICES, INC.

Principal

By: 

Donna P. McGinnis  
Vice President

SAFECO INSURANCE COMPANY OF AMERICA

Surety

By: 

Mildred L. Massey

Attorney-in-Fact

The above Rider is hereby agreed to and accepted:

By: \_\_\_\_\_

Bond No. 603 05 88



POWER  
OF ATTORNEY

Bond No. 603 05 88  
SAFECO INSURANCE COMPANY OF AMERICA  
GENERAL INSURANCE COMPANY OF AMERICA  
HOME OFFICE: SAFECO PLAZA  
SEATTLE, WASHINGTON 98185

No. 5485

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CHERYL BAXLEY; Houston, Texas\*\*\*\*\*

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of April, 1999

*R.A. Pierson*

R.A. PIERSON, SECRETARY

*BOH Dickey*

BOH DICKEY, PRESIDENT

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA  
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA  
and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
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- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, R.A. Pierson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 1st day of October, 2001



*R.A. Pierson*

R.A. PIERSON, SECRETARY

**Rider Amending Bond in favor of the “People  
of the State of Illinois”**

**RIDER**

Attached to and forming part of Permit of Alternative Retail Electric Supplier (ARES)

Bond No. 603 05 88, effective January 4, 2000, on behalf of

DYNEGY ENERGY SERVICES, INC., of Houston, Texas, in favor of

PEOPLE OF THE STATE OF ILLINOIS and in the amount of

Thirty Thousand and No/100 (\$30,000.00) Dollars.

It is understood and agreed that effective October 15, 2001,

The bond penalty is amended to read One Hundred Fifty Thousand and No/100 Dollars  
(\$150,000.00)

All other conditions and terms to remain as originally written or amended by Rider.

Signed, sealed and dated this 15th day of October, 2001.

DYNEGY ENERGY SERVICES, INC.

Principal

By: 

Donna P. McGinnis

Vice President, Risk Management & Insurance

SAFECO INSURANCE COMPANY OF AMERICA

Surety

By: 

Mildred L. Massey

Attorney-in-Fact

The above Rider is hereby agreed to and accepted:

By: \_\_\_\_\_





**SAFECO**

**POWER  
OF ATTORNEY**

Bond No. 603 05 88

SAFECO INSURANCE COMPANY OF AMERICA  
GENERAL INSURANCE COMPANY OF AMERICA  
HOME OFFICE: SAFECO PLAZA  
SEATTLE, WASHINGTON 98185

No. 6485

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its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of April, 1999

*R.A. Pierson*

R.A. PIERSON, SECRETARY

*Boh Dickey*

BOH DICKEY, PRESIDENT

**CERTIFICATE**

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA  
and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

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I, R.A. Pierson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 1st day of October, 2001



*R.A. Pierson*

R.A. PIERSON, SECRETARY

## Rider Clarifying Original Bond is Continuous

RIDER  
(TO BE FILED WITH OBLIGEE)

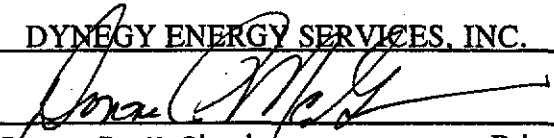
To be attached to Bond described below, executed by SAFECO INSURANCE COMPANY OF AMERICA as Surety:


Principal: DYNEGY ENERGY SERVICES, INC.  
Obligee: PEOPLE OF THE STATE OF ILLINOIS  
Description: Permit of Alternative Retail Electric Supplier (ARES)  
Amount: \$30,000.00  
Bond No.: 603 05 88

Said Principal and said Surety hereby agree that the term thereof be and hereby is effective beginning the 4th day of January, 2000, and is continuous, subject to all other provisions, conditions and limitations of said bond, upon the express condition that the Surety's liability thereunder during the original term of said bond and during any extended term thereof shall not be cumulative and shall in no event exceed the sum of THIRTY THOUSAND AND NO/100 DOLLARS (\$30,000.00) or as amended thereafter by Rider.

IN WITNESS WHEREOF, the said Principal and said Surety have signed or caused this Rider to be duly signed and their respective seals to be hereto affixed this

1st day of October, 2001.

DYNEGY ENERGY SERVICES, INC.  
By:   
Donna P. McGinnis Principal  
Vice President, Risk Management & Insurance  
SAFECO INSURANCE COMPANY OF AMERICA

By:   
Mildred L. Massey Attorney-in-Fact

The above Rider is hereby agreed to and accepted:

By: \_\_\_\_\_



**SAFECO**

**POWER  
OF ATTORNEY**

Bond No. 603 05 88  
SAFECO INSURANCE COMPANY OF AMERICA  
GENERAL INSURANCE COMPANY OF AMERICA  
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its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

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this 21st day of April, 1999

*R.A. Pierson*

R.A. PIERSON, SECRETARY

*Boh Dickey*

BOH DICKEY, PRESIDENT

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this 15th day of October, 2001



*R.A. Pierson*

R.A. PIERSON, SECRETARY